

January 5, 2016

**SECOND REQUEST FOR INFORMATION
URGENT LEGAL MATTER - PROMPT REPLY NECESSARY
VIA CERTIFIED MAIL – RECEIPT 7004-1160-0003-0354-6086**

Ms. Nancy E. Van Burgel, ESQ.
Assistant General Counsel
370 Van Gordon Street
Lakewood, CO. 80228

Re: Second Request for Information in EPA's October 25, 2012 ,
104(e) Information Request for
Wilcox Oil Superfund Site, Bristow, Creek County, Oklahoma

Dear Ms Van Burgel:

On or about October 25, 2012 the EPA sent to Kinder Morgan a Cercla 104(e) Information Request regarding the above captioned Superfund Site.

Pursuant to your extension request on November 13, 2012 the EPA granted Kinder Morgan a 40 extension request. The EPA received Kinder Morgan's response on January 13, 2013.

On November 10, 2015 our assigned Wilcox Oil Superfund Site Attorney Marvin Benton contacted you about Kinder Morgan's January 13, 2013 information request response. Mr. Benton requested in a Certified Letter dated November 12, 2015 that Kinder Morgan provide to EPA the following information: " If the EPEC Oil Liquidating Trust still continues to exist please state the current net worth of the trust and the dollar value of any assets or monies that may have been distributed from the trust."

Pursuant to an agreement that you made with our Wilcox Oil Superfund Site Attorney Mr. Benton on November 12, 2015 you agreed to provide requested information to EPA by no later than the week of December 14, 2015.

On or about December 16, 2015 you contacted Mr. Benton and informed him via a voice-mail message and also in a phone conversation with Mr. Benton on December 16, 2015 that you now needed until January 15, 2016 to provide the information that Mr. Benton requested in his November 12, 2015 letter to Kinder Morgan. Mr. Benton's November 12, 2015 letter along with Kinder Morgan's January 7, 2013 CERCLA 104(e) response is attached for your review

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Pursuant to the authority of CERCLA Section 104(e), 42 U.S.C. § 9604(e), the EPA hereby request that Kinder Morgan respond to the following question:

“ If the EPEC Oil Liquidating Trust still continues to exist please state the current net worth of the trust and the dollar value of any assets or monies that may have been distributed from the trust.”

Please provide your response to the above information request by no later than Friday January 15, 2016.

Thank you for your attention to this matter. If you have any questions regarding this request, please call Mr. Lance Nixon, Enforcement Officer, at 214-665-2203. Legal questions should be addressed to Mr. Marvin Benton, Senior Counsel, at 214-665-3190.

Sincerely yours.

Ben Banipal, P. E., Associate Director
Technical and Enforcement Branch
Superfund Division

Enclosure